

## SENATE BILL No. 278

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-10-8-7.3; IC 20-12-3.2; IC 27-8-27-6; IC 27-8-27-7.

**Synopsis:** Early intervention services. Requires health benefit plans to provide coverage for early intervention services and to reimburse the first steps program for the services according to a method specified by the secretary of family and social services. Increases the annual maximum amount of early intervention services reimbursement from \$3,500 to \$4,500.

**Effective:** July 1, 2003.

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January 9, 2003, read first time and referred to Committee on Health and Provider Services.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## SENATE BILL No. 278

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 5-10-8-7.3, AS ADDED BY P.L.121-1999,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2003]: Sec. 7.3. (a) As used in this section, "covered  
4 individual" means an individual who is:  
5 (1) covered under a self-insurance program established under  
6 section 7(b) of this chapter to provide group health coverage; or  
7 (2) entitled to services under a contract with a prepaid health care  
8 delivery plan that is entered into or renewed under section 7(c) of  
9 this chapter.  
10 (b) As used in this section, "early intervention services" means  
11 services provided to a first steps child under IC 12-17-15-3 and 20  
12 U.S.C. 1432(4).  
13 (c) As used in this section, "first steps child" means an infant or  
14 toddler from birth through two (2) years of age who is enrolled in the  
15 Indiana first steps program and is a covered individual.  
16 (d) As used in this section, "first steps program" refers to the  
17 program established under IC 12-17-15 and 20 U.S.C. 1431 et seq. to



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meet the needs of:

- (1) children who are eligible for early intervention services; and
- (2) their families.

The term includes the coordination of all available federal, state, local, and private resources available to provide early intervention services within Indiana.

(e) As used in this section, "health benefits plan" means a:

- (1) self-insurance program established under section 7(b) of this chapter to provide group health coverage; or
- (2) contract with a prepaid health care delivery plan that is entered into or renewed under section 7(c) of this chapter.

(f) A health benefits plan ~~that provides~~ **shall:**

- (1) provide coverage for early intervention services, ~~shall including early intervention services for the treatment of developmental delay, provided in any setting; and~~**
- (2) reimburse the first steps program for payments made by the program for early intervention services. ~~that are covered under the health benefits plan.~~**

(g) **For purposes of reimbursement under subsection (f):**

- (1) the first steps program is considered a provider eligible for reimbursement under a health benefits plan; and**
- (2) a health benefits plan shall reimburse the first steps program according to a method specified by the secretary appointed under IC 12-8-1-2.**

(h) The reimbursement required under subsection (f) is limited to an annual maximum benefit of ~~three~~ **four** thousand five hundred dollars ~~(\$3,500)~~ **(\$4,500)** per first steps child.

~~(h)~~ **(i)** The reimbursement required under subsection (f) may not be applied to any annual or aggregate lifetime limit on the first steps child's coverage under the health benefits plan.

~~(i)~~ **(j)** The first steps program may pay required deductibles, copayments, or other out-of-pocket expenses for a first steps child directly to a provider. A health benefits plan shall apply any payments made by the first steps program to the health benefits plan's deductibles, copayments, or other out-of-pocket expenses according to the terms and conditions of the health benefits plan.

SECTION 2. IC 20-12-3.2-2, AS ADDED BY P.L.121-1999, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 2. **(a)** An employee health plan ~~that provides~~ **shall:**

- (1) provide coverage for early intervention services, ~~shall including early intervention services for the treatment of~~**

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developmental delay, provided in any setting; and

(2) reimburse the first steps program for payments made by the program for early intervention services. ~~that are covered under the employee health plan.~~

**(b) For purposes of reimbursement under subsection (a):**

**(1) the first steps program is considered a provider eligible for reimbursement under an employee health plan; and**

**(2) an employee health plan shall reimburse the first steps program according to a method specified by the secretary appointed under IC 12-8-1-2.**

SECTION 3. IC 20-12-3.2-3, AS ADDED BY P.L.121-1999, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 3. The reimbursement required under section 2 of this chapter is limited to an annual maximum benefit of ~~three~~ **four** thousand five hundred dollars (~~\$3,500~~) (**\$4,500**) per first steps child.

SECTION 4. IC 27-8-27-6, AS ADDED BY P.L.121-1999, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 6. **(a) A health insurance plan that provides shall:**

**(1) provide coverage for early intervention services, ~~shall~~ including early intervention services for the treatment of developmental delay, provided in any setting; and**

**(2) reimburse the first steps program for payments made by the program for early intervention services. ~~that are covered under the health insurance plan.~~**

**(b) For purposes of reimbursement under subsection (a):**

**(1) the first steps program is considered a provider eligible for reimbursement under a health insurance plan; and**

**(2) a health insurance plan shall reimburse the first steps program according to a method specified by the secretary appointed under IC 12-8-1-2.**

SECTION 5. IC 27-8-27-7, AS ADDED BY P.L.121-1999, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 7. The reimbursement required under section 6 of this chapter is limited to an annual maximum benefit of ~~three~~ **four** thousand five hundred dollars (~~\$3,500~~) (**\$4,500**) per first steps child.

SECTION 6. [EFFECTIVE JULY 1, 2003] **(a) IC 5-10-8-7.3, as amended by this act, applies to a health benefits plan that is established, entered into, issued, delivered, amended, or renewed after June 30, 2003.**

**(b) IC 20-12-3.2-2 and IC 20-12-3.2-3, both as amended by this act, apply to an employee health plan that is established, entered into, issued, delivered, amended, or renewed after June 30, 2003.**

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- 1       (c) IC 27-8-27-6 and IC 27-8-27-7, both as amended by this act,  
2       apply to a health insurance plan that is entered into, issued,  
3       delivered, amended, or renewed after June 30, 2003.

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